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Attorney for Respondent Antrim

IN THE UNITED STATES DISTRICT COURT

DISTRICT OF ALASKA

PATRICK ROBERT HARVEY,)	
)	
Petitioner,)	
)	
vs.)	Case No. 3:05-cv-0083-TMB-JDR
)	
MARC ANTRIM,)	<u>AFFIDAVIT</u>
COMMISSIONER,)	
DEPARTMENT OF CORRECTIONS))	
)	
Respondent.)	
_____)	

Nancy R. Simel affirms the following to be true and correct:

1. I am employed as an assistant attorney general in the office of special prosecutions and appeals. I have been assigned to represent Respondent Antrim in this habeas matter.

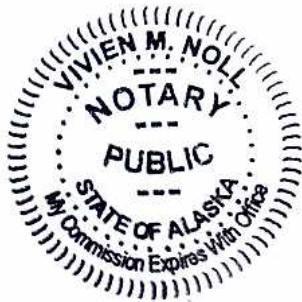
2. Because I have been working on numerous other appellate and habeas matters, I have not been able to complete respondent's answer or other responsive pleading.

3. I will be out of the office on July 3, 5, and 6, and from July 16-20, 2007.

4. I believe that, absent unforeseen circumstances, I will be able to file the document within the time requested.

Nancy B. Smel

Subscribed to and affirmed before me on June 26, 2007, at Anchorage, Alaska.



Vivien M. Noll
Notary Public